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7 UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
8 AT SEATTLE

9 **DAIMLER AG,**

10
11 **Plaintiff,**

12 **v.**

13
14 **AMAZON.COM, INC.,**

15 **Defendant.**
16
17

No. C16-518 RSM

**STIPULATED MOTION AND ORDER
TO AMEND SCHEDULING ORDER**

18 Pursuant to LCR 10(g), Plaintiff Daimler AG (“Daimler”) and Defendant Amazon.com, Inc.
19 (“Amazon”) respectfully stipulate and jointly move the Court to amend the Order Setting Trial Date
20 and Related Deadlines (ECF No. 43) (“Amended Scheduling Order”) by extending the trial date and
21 modifying the preceding dates, as noted below. This is the parties’ fourth request for an extension of
22 the trial dates and related deadlines.

23 The parties respectfully submit that good cause exists for the proposed amendments to the
24 schedule. Daimler and Amazon have successfully completed their negotiations of the final terms of a
25 settlement agreement that encompasses this proceeding, as well as a trademark infringement action
26 between the parties in the Central District of California (Case No. 2:17-cv-07674), and request the

1 additional time of 60 days in order to finalize their settlement documents and prepare the appropriate
2 dismissal paperwork. Such an extension would allow the parties to avoid the unnecessary expenditure
3 of time and resources associated with the upcoming deadlines and instead focus on finalizing their
4 settlement without the need to burden the Court further.

5 Daimler and Amazon, after conferring, agree that given the scope and status of the case and
6 the favorable posture of settlement, a 60-day extension of the trial date, and all discovery dates, as
7 well as modification to the case schedule is warranted.

8 A proposed amended case schedule is set forth below.

9 JURY TRIAL DATE	April 20, 2020 or later at the Court's convenience
10 Deadline for disclosure of expert witness testimony under FRCP 26(a)(2)	October 18, 2019
11	
12 Deadline for filing motions related to discovery. Any such motions shall be noted for consideration pursuant to LCR 7(d)(3)	November 18, 2019
13	
14 Discovery completed by	December 20, 2019
15	
16 All dispositive motions must be filed by and noted on the motion calendar no later than the fourth Friday thereafter (see LCR 7(d))	January 13, 2020
17	
18 Mediation per LCR 39.1(c)(3) held no later than	March 2, 2020
19	
20 All motions in limine must be filed by and noted on the motion calendar for the third Friday thereafter pursuant to LCR 7(d)	March 16, 2020
21	
22 Agreed pretrial order due	April 3, 2020
23	
24 Pretrial conference to be scheduled by the Court.	
25	
26 Trial briefs, proposed voir dire questions, jury instructions, neutral statement of the case, and trial exhibits due	April 10, 2020

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2 DATED: August 14, 2019

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20 DATED: August 14, 2019

21 ** *Per e-mail authority 8/14/19*

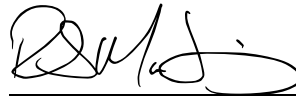
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Attorneys for Defendant Amazon.com, Inc.

1 **ORDER**

2 IT IS SO ORDERED this 15th day of August 2019.

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4 RICARDO S. MARTINEZ
5 CHIEF UNITED STATES DISTRICT JUDGE

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8 Presented by:

9 /s/ Larry E. Altenbrun

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